



Docket No.: 1293.1802

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Sung-ro GO

Serial No. 10/648,329

Group Art Unit: 2627

Confirmation No. 5351

Filed: August 27, 2003

Examiner: Adam Giesy

For: DISC DRIVE FOR ADAPTIVELY CONTROLLING RECORDING SPEED AND METHOD  
FOR THE SAME

**COMMUNICATION TO EXAMINER**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

A Final Office Action was mailed in the present application on February 28, 2007. The Office Action Summary noted at item 1 that the Final Office Action was responsive to a communication filed on February 6, 2007 by the Applicant. On February 6, 2007, the Applicant filed an Amendment After Final which was in compliance with 37 CFR 1.116. However, the Final Office Action mailed on February 28, 2007 noted on page 2, item 1, that the finality of the last Office Action, mailed on December 7, 2006, was withdrawn and the claims were being prosecuted based on their form as of the Amendment filed on September 21, 2006.

Briefly, it appears the Examiner mailed a subsequent Final Office Action without entering the Amendment After Final filed on February 6, 2007. It is respectfully submitted that this is contrary to U.S.P.T.O. guidelines. See MPEP 706.07(e), which notes: "When a final rejection is withdrawn, all amendments filed after the final rejection are ordinarily entered." Therefore, it is respectfully requested that corrective action be taken by the Examiner.

Respectfully submitted,

STAAS & HALSEY LLP

Date: March 20, 2007

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